

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

CLINTON JUMP and ISABEL ARMIJO,
personally and as parents of D.J., a minor child,

Plaintiffs,

vs.

Civ. No. 13-289 KG/KK

SPRINGER MUNICIPAL SCHOOLS;
FORRESTER ELEMENTARY SCHOOL;
DR. GREGG McMANN, Superintendent of
Schools; GARY DeSANTIS, Forrester Elementary
School Principal; and Special Education Teacher,
SHEA JESPERSEN; all Individually and in their
official capacity,

Defendants.

FINAL ORDER DISMISSING CASE IN ITS ENTIRETY

Having granted Defendants' Motion to Dismiss on the Basis of Qualified Immunity and Other Grounds (Doc. 5) by entering a Memorandum Opinion and Order contemporaneously with this Final Order Dismissing Case in its Entirety,

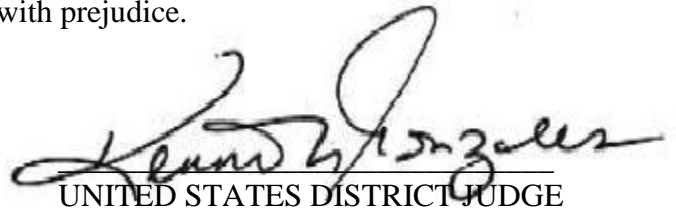
IT IS ORDERED that:

1. the claims against Defendants Springer Municipal Schools and Forrester Elementary School are dismissed with prejudice;
2. the claims in Count I of the Complaint (Doc. 1-2) brought by Plaintiffs Clinton Jump and Isabel Armijo, personally, are dismissed with prejudice;
3. the claims in Count I of the Complaint brought on behalf of D.J., a minor child, against the individual Defendants, in their official and individual capacities, are dismissed without prejudice;

4. the claims in Count II against the individual Defendants in their individual capacities are dismissed with prejudice;

5. the claims in Count II claims against the individual Defendants in their official capacities are dismissed without prejudice; and

6. Counts III, IV, and V¹ are dismissed with prejudice.



UNITED STATES DISTRICT JUDGE

¹ Plaintiffs misnumber the fifth Count as “Count VI.” The Court will refer to that Count as “Count V” to avoid confusion with the numbering of the Counts.